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on January 12, 2005

Karen E. Klumas  
Reg. No. 31,070  
Attorney for Applicant(s)

01/12/05  
Date of  
Signature

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Customer Number: 000201  
Attorney Docket No. J3568(C)  
Applicant: Franklin et al.  
Serial No.: 09/982,077  
Filed: October 17, 2001  
For: Cellobiose Esters  
UNUS No. 01-0153-UNI  
Group: 1623  
Examiner: E. White  
Englewood Cliffs, New Jersey 07632

LETTER WITH TERMINAL DISCLAIMER

Mail Stop: AMENDMENT  
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Alexandria, VA 22313

Sir:

As requested by the Examiner in the above-identified application, Applicants are attaching hereto a Terminal Disclaimer disclaiming that portion of any patent granted for the above-identified application extending beyond the expiration date of U.S. Patent 6,458,344.

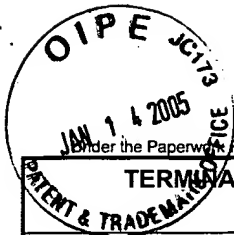
Please charge my Deposit Account No. 12-1155 in the amount of \$110.00 to cover the cost of the Terminal Disclaimer. Any deficiency or overpayment should be charged or credited to this deposit account. This request is being submitted in triplicate.

Respectfully submitted,



Karen E. Klumas  
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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING  
REJECTION OVER A PRIOR ART**

Docket Number (Optional)  
J3568(C)

In re Application of: Franklin et al.  
Application No.: 09/982,077  
Filed: October 17, 2001  
For: Cellobiose Esters

The owner\*, Unilever Home and Personal Care USA, Division of Conopco, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 as presently shortened by any terminal disclaimer, of prior Patent No. 6,458,344. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.


In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, it reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record.

  
Signature

01/12/05  
Date

Karen E. Klumas

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

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\*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).  
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

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